

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

INTRASTATE DISTRIBUTORS, INC.,

Plaintiff,

v.

Case No. 10-13603

C-B BEVERAGE CORPORATION, et al.,

Defendants.

**ORDER TERMINATING AS MOOT DEFENDANT'S
MOTION TO DISMISS OR MOTION TO CHANGE VENUE**

On October 1, 2010, Defendant Frank Agin filed a motion to dismiss or change venue. This motion will be terminated as moot. On September 29, 2010, Defendant C-B Beverage Corporation filed a notice of removal to the United States Bankruptcy Court for the Southern District of Ohio. Accordingly,

IT IS ORDERED that Defendant's motion to dismiss or motion to change venue [Dkt. # 8] is TERMINATED as moot.

s/Robert H. Cleland

ROBERT H. CLELAND

UNITED STATES DISTRICT JUDGE

Dated: October 18, 2010

I hereby certify that a copy of the foregoing document was mailed to counsel of record on this date, October 18, 2010, by electronic and/or ordinary mail.

s/Lisa Wagner

Case Manager and Deputy Clerk

(313) 234-5522